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6 **UNITED STATES DISTRICT COURT**  
7 **DISTRICT OF NEVADA**  
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9 ARTURO TORRES OCHOA,

10 Plaintiff,

11 vs.

12 M. FERREL, et al.,

13 Defendants.  
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Case No. 3:13-cv-00652-RCJ-VPC

**ORDER**

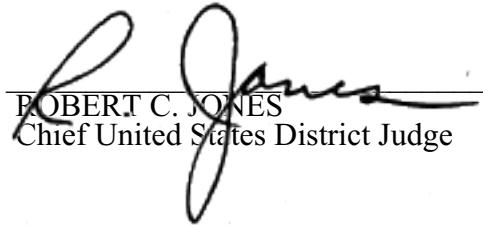
15 Plaintiff, who is a prisoner in the custody of the Nevada Department of Corrections, has  
16 submitted a civil rights complaint pursuant to 42 U.S.C. § 1983. Plaintiff has not submitted an  
17 application to proceed in forma pauperis. However, on at least three occasions this court has  
18 dismissed actions commenced by plaintiff while he was a prisoner because they were frivolous or  
19 malicious or because they failed to state a claim upon which relief can be granted.<sup>1</sup> Plaintiff cannot  
20 proceed in forma pauperis in this action unless he is in imminent danger of serious physical injury.  
21 See 28 U.S.C. § 1915(g). Plaintiff has not alleged, and the subject matter of this action does not  
22 indicate, that he is in imminent danger of serious physical injury. Plaintiff must pre-pay the filing  
23 fee in full.

24 IT IS THEREFORE ORDERED that plaintiff shall pay the full filing fee of three hundred  
25 fifty dollars (\$350.00) within thirty days of the date that this order is entered. Failure to comply  
26 with this order will result in the dismissal of this action.

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28 <sup>1</sup>See Ochoa v. Cook, 3:02-cv-00450-DWH-RAM; Ochoa v. Willis, 3:02-cv-00545-ECR-VPC; Ochoa v. Putter, 3:10-cv-00364-HDM-RAM.

1 IT IS FURTHER ORDERED that the clerk of the court shall provide plaintiff with two  
2 copies of this order. Plaintiff is ordered to make the necessary arrangements to have one copy of  
3 this order attached to the check in the amount of the designated fee.

4 Dated: This 4th day of December, 2013.

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7 ROBERT C. JONES  
8 Chief United States District Judge  
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